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11			
11	UNITED STATES DISTRICT COURT		
12	FOR THE EASTERN DISTRICT OF WASHINGTON		
13	KELLI GRAY, and all other similarly	Case No.: CV-09-251-EFS	
	situated, Plaintiffs,) Case No CV-09-231-EFS	
14	Traintins,	PROPOSED AMENDED	
15	v. (2)	COMPLAINT REGARDING FALSE	
1.0		AFFIDAVITS FOR COLLECTION	
16	SUTTELL & ASSOCIATES, et. al.	USED BY DEFENDANTS	
17			
18	Defendants.		
)	
19	EVA LAUBER, DANE SCOTT,		
20	SCOTT BOOLEN, JOEL FINCH and all other similarly situated,)	
	an other similarly situated,		
21	Plaintiffs		
22)	
23	v.		
24	ENCORE CAPITOL GROUP, INC. et. (
25	al.))	
	Defendants		

MEMO IN SUPPORT OF PLAINTIFFS' MOTION TO RESET CLASS CERTIFICATION HEARING - 1 - Michael D. Kinkley P.S. 4407 N. Division, Suite 914. Spokane, WA 99207 (509) 484-5611

- Plaintiffs may be enjoined from filing the attached amended
 Complaint by the Injunction in *Midland Funding, LLC v. Brent*,
 United States District Court for the Northern District of Ohio, Case
 No: 3:08-cv-01535.
- 2. Plaintiff therefore lodges with the Court the Proposed Amended Complaint regarding the use by the Encore Defendants of false affidavits for collection in Washington State Court proceedings.
- Plaintiffs will file the attached Complaint once a court order is entered allowing Plaintiff to file or the injunction is vacated. 28 USC
 DATED this the 8th day of April 2011.

Michael D. Kinkley P.S.

s/Michael D. Kinkley

Michael D. Kinkley WSBA # 11624 Attorney for Plaintiff 4407 N. Division, Suite 914 Spokane, WA 99207 (509) 484-5611 Fax: (509) 484-5972 mkinkley@gwestoffice.net

1	CM/ECF CERTIFICATE OF SERVICE	
2	I hereby certify that on the 8 th day of April, 2011, I electronically filed the	
3	foregoing with the Clerk of the Court using the CM/ECF System which will send	
4	notification of such filing to the following:	
5		
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18 19		Michael D. Kinkley P.S.
		s/Michael D. Kinkley
20 21		Michael D. Kinkley WSBA # 11624
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23		